## This is Exhibit F to the Affidavit of Oleh Szklar

SWORN BEFORE ME IN the City of Montreal, Province of Quebec. Canada, on this 88 day of August, 2007.  Muchel Muntineau  A Commissioner, etc.  Attany, Memberg Barg	) ) ) ) )	Oleh SZKLAR
Attory, Membery Barg Quehic 17 4403-8		

Emma Start emstart@smart-biggar.ca Our Ref.: 86136-45

October 2, 2003

## ATTORNEY-CLIENT PRIVILEGED DOCUMENT

This document contains attorney-client communications and attorney-client work-product materials for which privilege and immunity is claimed. This document is to be held in

Mr. Michel Martineau CANAC INC. 3950 Hickmore Street St-Laurent, Québec H4T 1K2

Re

New Patent Application in the United States

Filing Date:

September 22, 2003

Inventors:

Folkert HORST et al.

Title:

A REMOTE CONTROL SYSTEM FOR A LOCOMOTIVE

HAVING USER AUTHENTIFICATION CAPABILITIES

Assignee:

CANAC INC.

Dear Michel,

We are pleased to advise that the above application was filed in the U.S. Patent Office on September 22, 2003. A copy of the application as filed is enclosed for your records, as well as a copy of our instruction letter to our U.S. associate.

Under current rules, the applicant or any party having an interest in the invention or involved in the preparation or the prosecution of the application has a duty to promptly disclose to the U.S. Patent Office the prior art known to him which can be material to the patentability of the subject matter on which protection is sought. Failure to comply with this requirement may result in the eventual patent being held invalid and unenforceable.

Known prior art must be cited promptly to ensure consideration by the Examiner. The rules of practice allow a period of three (3) months from the filing date during which the applicant may file an Information Disclosure Statement covering all prior art currently known. Please provide us at your earliest convenience with copies of any prior art known to you at this time.

At the time of filing, the following documents were submitted for consideration by the Examiner:

- U.S. Patent no. 4,893,240;
- U.S. Patent no. 6,449,536;
- U.S. Patent no. 6,456,674;
- U.S. Patent no. 5,685,507;
- U.S. Patent no. 4,872,195;
- U.S. Patent no. 6,466,847;
- U.S. Patent no. 5,511,749; and
- U.S. Patent no. 6,470,245.

It is important to note that the duty of disclosure is a continuing one, and any newly discovered prior art should be submitted within three (3) months from the date at which it is uncovered. Accordingly, should you come across a pertinent reference in the future, please advise us immediately.

The application will be electronically published by the U.S. Patent and Trademark Office (PTO) eighteen months after its effective filing date. A third party that uses the invention may be liable to pay a reasonable royalty for such use back to the date of publication, provided the third party has actual notice of the publication. To preserve this potential right, we will compare the claims and bibliographic information published by the U.S. PTO with that submitted to the PTO. If the PTO has made material errors, we will request their correction and report to you with our debit note for this service. If you do not wish us to take these steps on your behalf, please advise.

## Patent Marking and Notice

Since this application has now been filed, we recommend that you mark equipment and literature embodying or referring to the invention covered by this application with a designation such as "Patent Applied For" or "Patent Pending". The purpose of marking is to put others on notice that, should they choose to make or use the same or similar invention in the United States, they may be subject to suit.

We will forward the Filing Receipt to you upon receipt.

Trusting this to be to your entire satisfaction, we remain,

Yours very truly,

**SMART & BIGGAR** 

EMS/nar Encis.

Emma Start

cc.: Christian Bolduc (SMART & BIGGAR)